

2024 Regular Session

HOUSE BILL NO. 494

BY REPRESENTATIVES WILLARD AND CHASSION

MTR VEHICLE/OFFICE: Provides relative to special identification cards for children

1 AN ACT

2 To amend and reenact R.S. 40:1321(A), relative to special identification cards; to provide
3 access to special identification cards for children of a certain age; to provide an
4 effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:1321(A) is hereby amended and reenacted to read as follows:

7 §1321. State identification cards; special identification cards; issuance; veteran
8 designation; disabled veteran designation; university logo; "I'm a Cajun"
9 designation; needs accommodation designation; autism spectrum disorder
10 designation; fees; expiration and renewal; exceptions; promulgation of rules;
11 promotion of use; persons less than twenty-one years of age; the Protect and
12 Save our Children Program; Selective Service Registration

13 A. Any Louisiana resident may obtain a special identification card from the
14 office of motor vehicles within the Department of Public Safety and Corrections,
15 hereinafter referred to as "OMV". The identifying information and documents of
16 identification required to obtain a special identification card shall be the same as
17 those required to obtain a Louisiana driver's license, as stated in R.S. 32:409.1.
18 However, if the applicant is seventeen years of age, the signature of the custodial
19 parent or guardian shall not be required, provided the applicant has the necessary

1 identifying information and documents. If the applicant is fourteen to sixteen years
 2 of age and is accompanied by a person over the age of 21 years with whom he lives,
 3 or the applicant is accompanied by a person over the age of 21 years who works for
 4 non-profit agency that assists children under the age of 18, that person may sign in
 5 lieu of the custodial parent or guardian for the issuance of a special identification
 6 card, provided the applicant has the necessary identifying information, documents,
 7 and is not requesting a REAL ID.

8 * * *

9 Section 2. This Act shall become effective upon signature by the governor or, if not
 10 signed by the governor, upon expiration of the time for bills to become law without signature
 11 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 12 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 13 effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 494 Reengrossed

2024 Regular Session

Willard

Abstract: Revises a portion of special identification card law to allow for access to identification cards for children fourteen through sixteen years of age when accompanied by an adult with whom they live or an adult who works for an agency that assists children under eighteen provided certain requirements are met.

Present law authorizes La. residents to obtain a special identification card from the office of motor vehicles and for the identifying information and documents to obtain the special identification card to be the same as those for obtaining a La. driver's license.

Present law specifies that applicants who are 17 years old do not need the signature of a custodial parent or guardian provided the applicant has the necessary identifying information and documents.

Proposed law retains present law but expands provision to include 14 to 16 year olds accompanied by a person over the age of 21 with whom they live or a person over the age of 21 who works for an agency that assists children under the age of 18 who can sign in lieu of a parent or guardian provided the applicant has the required identification and documents and is not requesting a REAL ID.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 40:1321(A))

Summary of Amendments Adopted by House

The House Floor Amendments to the engrossed bill:

1. Remove children aged 14 through 16 from those who can obtain identification without the signature of a parent or guardian.
2. Allow 14 to 16 year olds to obtain a special identification card if they are accompanied by a person over the age of 21 with whom they live or a person over the age of 21 who works for an agency that assists children under the age of 18 who can sign in lieu of a parent or guardian provided the applicant has the required identification and documents and is not requesting a REAL ID.